

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**HEAVEN B. HAMMURABI, aka
SAUNDRA BOYD, aka
HEAVEN BOYD HAMMURABI, aka
HEAVEN HAMMURABI-BOYD**

Registered Nurse License No. 627604

Respondent.

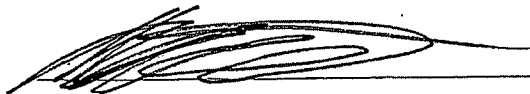
Case No. 2012-496

DECISION

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on July 3, 2012.

IT IS SO ORDERED this July 3, 2012.



Erin Niemel
Temporary Chair
Board of Registered Nursing
Department of Consumer Affairs
State of California

1 KAMALA D. HARRIS
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2 FRANK H. PACOE
Supervising Deputy Attorney General
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10 **BEFORE THE**
11 **BOARD OF REGISTERED NURSING**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

13 In the Matter of the Accusation Against:

Case No. 2012-496

14 **HEAVEN B. HAMMURABI**
15 **a.k.a. SAUNDRA BOYD**
16 **a.k.a. HEAVEN BOYD HAMMURABI**
17 **a.k.a. HEAVEN HAMMURABI-BOYD**
4607 Colonial Circle
College Station, TX 77845
Registered Nurse License No. 627604

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

18 Respondent.

20 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this
21 proceeding that the following matters are true:

22 **PARTIES**

23 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Interim Executive Officer of the
24 Board of Registered Nursing. She brought this action solely in her official capacity and is
25 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by
26 Leslie E. Brast, Deputy Attorney General.

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2. Heaven B. Hammurabi, a.k.a. Saundra Boyd, a.k.a. Heaven Boyd Hammurabi, a.k.a. Heaven Hammurabi-Boyd, (Respondent) is representing herself in this proceeding and has chosen not to exercise her right to be represented by counsel.

3. On or about October 7, 2003, the Board of Registered Nursing issued Registered Nurse License No. 627604 to Respondent. The Registered Nurse License expired on November 30, 2007, and has not been renewed.

JURISDICTION

4. Accusation No. 2012-496 was filed before the Board of Registered Nursing (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on February 23, 2012. Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation No. 2012-496 is attached as Exhibit A and incorporated by reference.

ADVICE AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 2012-496. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation No. 2012-496, agrees that cause exists for discipline and hereby surrenders her Registered Nurse

1 License No. 627604 for the Board's formal acceptance.

2 9. Respondent understands that by signing this stipulation she enables the Board to issue
3 an order accepting the surrender of her Registered Nurse License without further process.

4 CONTINGENCY

5 10. This stipulation shall be subject to approval by the Board of Registered Nursing.
6 Respondent understands and agrees that counsel for Complainant and the staff of the Board of
7 Registered Nursing may communicate directly with the Board regarding this stipulation and
8 surrender, without notice to or participation by Respondent. By signing the stipulation,
9 Respondent understands and agrees that she may not withdraw her agreement or seek to rescind
10 the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt
11 this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be
12 of no force or effect, except for this paragraph, it shall be inadmissible in any legal action
13 between the parties, and the Board shall not be disqualified from further action by having
14 considered this matter.

15 11. The parties understand and agree that facsimile copies of this Stipulated Surrender of
16 License and Order, including facsimile signatures thereto, shall have the same force and effect as
17 the originals.

18 12. This Stipulated Surrender of License and Order is intended by the parties to be an
19 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
20 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
21 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order
22 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing
23 executed by an authorized representative of each of the parties.

24 13. In consideration of the foregoing admissions and stipulations, the parties agree that
25 the Board may, without further notice or formal proceeding, issue and enter the following Order:

26 ORDER

27 IT IS HEREBY ORDERED that Registered Nurse License No. 627604, issued to
28 Respondent Heaven B. Hammurabi, a.k.a. Saundra Boyd, a.k.a. Heaven Boyd Hammurabi, a.k.a.

1 Heaven Hammurabi-Boyd, is surrendered and accepted by the Board of Registered Nursing.

2 1. The surrender of Respondent's Registered Nurse License and the acceptance of the
3 surrendered license by the Board shall constitute the imposition of discipline against Respondent.
4 This stipulation constitutes a record of the discipline and shall become a part of Respondent's
5 license history with the Board of Registered Nursing.

6 2. Respondent shall lose all rights and privileges as a Registered Nurse in California as
7 of the effective date of the Board's Decision and Order.

8 3. Respondent shall cause to be delivered to the Board her pocket license and, if one was
9 issued, her wall certificate on or before the effective date of the Decision and Order.

10 4. If Respondent ever files an application for licensure or a petition for reinstatement in
11 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
12 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
13 effect at the time the petition is filed, and all of the charges and allegations contained in
14 Accusation No. 2012-496 shall be deemed to be true, correct and admitted by Respondent when
15 the Board determines whether to grant or deny the petition.

16 5. If and when Respondent's license is reinstated, she shall pay to the Board costs
17 associated with its investigation and enforcement pursuant to Business and Professions Code
18 section 125.3 in the amount of \$1,095.00. Respondent shall be permitted to pay these costs in a
19 payment plan approved by the Board. Nothing in this provision shall be construed to prohibit the
20 Board from reducing the amount of cost recovery upon reinstatement of the license.

21 6. If Respondent should ever apply or reapply for a new license or certification, or
22 petition for reinstatement of a license, by any other health care licensing agency in the State of
23 California, all of the charges and allegations contained in Accusation, No. 2012-496 shall be
24 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
25 Issues or any other proceeding seeking to deny or restrict licensure.

26 7. Respondent shall not apply for licensure or petition for reinstatement for two (2)
27 years from the effective date of the Board of Registered Nursing's Decision and Order.

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1 ACCEPTANCE

2 I have carefully read the Stipulated Surrender of License and Order. I understand the
3 stipulation and the effect it will have on my Registered Nurse License. I enter into this
4 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to
5 be bound by the Decision and Order of the Board of Registered Nursing.

6
7 DATED: March 10, 2012

Heaven Hammurabi
HEAVEN B. HAMMURABI
Respondent

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9
10 ENDORSEMENT

11 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
12 for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

13 Dated: March 15, 2012

Respectfully submitted,

14 KAMALA D. HARRIS
Attorney General of California
15 FRANK H. PACOE
Supervising Deputy Attorney General

16 Leslie E. Brast

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18 LESLIE E. BRAST
Deputy Attorney General
Attorneys for Complainant

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21 SF2011203651
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Exhibit A

Accusation No. 2012-496

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11 **BEFORE THE**
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
12 **STATE OF CALIFORNIA**

13
14 In the Matter of the Accusation Against:

Case No. 2012-496

15 HEAVEN B. HAMMURABI, aka
16 SAUNDRA BOYD, aka
17 HEAVEN BOYD HAMMURABI, aka
HEAVEN HAMMURABI-BOYD
4607 Colonial Circle
College Station, TX 77845

A C C U S A T I O N

18
19 Registered Nurse License No. 627604

20 Respondent.

21 Complainant alleges:

22 **PARTIES**

23 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
24 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department
25 of Consumer Affairs.

26 2. On or about October 7, 2003, the Board of Registered Nursing issued Registered
27 Nurse License Number 627604 to Heaven B. Hammurabi, aka Sandra Boyd, aka Heaven Boyd
28 Hammurabi, aka Heaven Hammurabi-Boyd (Respondent). The Registered Nurse License was in

1 full force and effect at all times relevant herein. The license expired on November 30, 2007, and
2 has not been renewed.

3 JURISDICTION

4 3. This Accusation is brought before the Board of Registered Nursing (Board), under the
5 authority of the following laws. All section references are to the Business and Professions Code
6 unless otherwise indicated.

7 4. Section 2750 of the Business and Professions Code (Code) provides, in pertinent part,
8 that the Board may discipline any licensee, including a licensee holding a temporary or an
9 inactive license, for any reason provided in Article 3 (commencing with section 2750) of the
10 Nursing Practice Act.

11 5. Section 2764 of the Code provides that the expiration of a license shall not deprive
12 the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to
13 render a decision imposing discipline on the license. Under section 2811(b) of the Code, the
14 Board may renew an expired license at any time within eight years after the expiration.

15 STATUTORY PROVISIONS

16 6. Section 2761 of the Code states: "the board may take disciplinary action against a
17 certified or licensed nurse or deny an application for a certificate or license for any of the
18 following:

19 "(a) Unprofessional conduct, which includes, but is not limited to, the following:

20 ...

21 "(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action
22 against a health care professional license or certificate by another state or territory of the United
23 States, by any other government agency, or by another California health care professional
24 licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that
25 action."

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1 COST RECOVERY

2 7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
3 administrative law judge to direct a licentiate found to have committed a violation or violations of
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
5 enforcement of the case.

6 CAUSE FOR DISCIPLINE

7 (Unprofessional Conduct - Out of State Discipline)
8 (Bus. & Prof. Section 2761, subd. (a)(4))

9 8. Respondent is subject to disciplinary action under Code section 2761, subdivision
10 (a)(4), in that on or about March 18, 2008, in a disciplinary action before the Texas Board of
11 Nursing (Texas Board), In the Matter of Registered Nurse License Number 717975, the Texas
12 Board made findings of fact, conclusions of law, and entered an Agreed Order approving a
13 Reprimand with Stipulations between Respondent and the Texas Board. The circumstances on
14 which the Reprimand is based are as follows:

15 a. On or about August 10, 2006, while employed as a Nursing Supervisor with Sheridan
16 on Rock Prairie at College Station, Texas, Respondent, who did not have current CPR
17 certification, failed to institute appropriate nursing interventions to stabilize a full code resident,
18 thus depriving the resident of emergency care that might have prevented the resident's death.

19 PRAYER

20 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
21 and that following the hearing, the Board of Registered Nursing issue a decision:

22 1. Revoking or suspending Registered Nurse License Number 627604, issued to Heaven
23 B. Hammurabi, aka Sandra Boyd, aka Heaven Boyd Hammurabi, aka Heaven Hammurabi-
24 Boyd;

25 2. Ordering Heaven B. Hammurabi, aka Sandra Boyd, aka Heaven Boyd Hammurabi,
26 aka Heaven Hammurabi-Boyd, to pay the Board of Registered Nursing the reasonable costs of the
27 investigation and enforcement of this case, pursuant to Business and Professions Code section
28 125.3;

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3. Taking such other and further action as deemed necessary and proper.

DATED: February 23, 2012 Louise R. Bailey
LOUISE R. BAILEY, M.ED., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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